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Please reply to New Jersey

March 29, 2019

VIA ECOURTS FILING

Honorable Joseph Dickson, U.S.M.J.
United States District Court - Newark
Martin Luther King Jr. Federal Building & U.S. Courthouse
50 Walnut Street, Courtroom MLK 4C
Newark, NJ 07101

RE: **VALLEY CHABAD VS. BOROUGH OF WOODCLIFF LAKE, ET AL.**

Our File No. : 86474 ELH
Docket No. : 2:16-CV-08087

Dear Magistrate Dickson:

As Your Honor is aware this office represents the Defendant in the private action filed by Valley Chabad and Rabbi Dov Drizin. This correspondence is the discovery production update that was requested by Your Honor during the Parties telephone status conference conducted on March 25, 2019.

As of the submission of this correspondence the Defendants have provided the following materials.

-) Answers to Interrogatories By the Borough of Woodcliff Lake.
-) Answers to Interrogatories By Mayor Carlos Rendo.
-) Answers to Interrogatories By the Woodcliff Lake Zoning Board of Adjustment.

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-) Response to Plaintiffs' initial document request on behalf of all Defendants.
-) The Borough of Woodcliff Lake, the Woodcliff Lake Zoning Board of Adjustment, and Paul Bechtal's responses to Valley Chabad's supplemental discovery demands
-) Defendants' Initial Document Production: bates stamp 1-1411. These were the only materials that had been produced by the Defendants' prior counsel.
-) Woodcliff Lake Fire Prevention Materials for 100 Overlook: bates stamp 1412-1720.
-) Woodcliff Lake Tice Center Use Forms Submitted by Valley Chabad: bates stamp 1721-1739.
-) Woodcliff Lake Construction Code Official Materials related to 100 Overlook: bates stamp 1740-1749.
-) Valley Chabad 1998 ZBA Application General Correspondence: bates stamp 1750-1937.
-) Valley Chabad 1998 ZBA Application Expert Reports: bates stamp 1938-1991.
-) Valley Chabad 1998 ZBA Application Review Comments: bates stamp 1992-2054.
-) Valley Chabad 1998 ZBA Traffic Study: bates stamp 2055-2114.
-) Valley Chabad 1998 ZBA Application Correspondence and Communications: bates stamp 2115-2227.
-) Valley Chabad 1998 ZBA Application: bates stamp 2228-2264.
-) Our Mother of the Church 2001 ZBA Application: bates stamp 2265-2430.
-) Woodcliff Lake ZBA 2016 Application Files: bates stamp 2431-2574
-) Temple Emanuel 2001 ZBA Application: bates stamp 2575-2785.
-) Christ Lutheran Church 1998 ZBA Application: bates stamp 2786-2941.
-) Woodcliff Lake Relevant Borough Ordinances: bates stamp 2942-2963.
-) Woodcliff Lake Documents Related to Amendment of Section 250 of Borough Code: bates stamp 2964-3032.
-) Galaxy Gardens Deed, Purchase Contract Phase I Environmental: bates Stamp 3033-3276
-) Documents Related To Valley Chabad's purchase of 28 County Road: bates stamp RCS-00001-00151.
-) Woodcliff Lake 75 Weirmus Grant Documents (bates stamp 3277-3380)

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-) Woodcliff Lake Communication with DEP Green Acres (bate stamp 3381-3507)
-) General Materials relating to Acquisition of Hathaway & Freedman properties (bate stamp 3508-3989)
-) Woodcliff Lake 75 Werimus Acquisition (bate stamp 3990-4101)
-) Langen Engineering February 26, 2017 Report (bate stamp 4102-5091)
-) Woodcliff Lake 2002 Master Plan (bate stamp 5092-5180)
-) Woodcliff Lake 2008 Reexamination of the Master Plan (bate stamp 5181-5212)
-) Woodcliff Lake Meeting minutes Related To Galaxy Gardens Acquisition (bate stamp 5213-5869)
-) Woodcliff Lake Meeting Minutes Related To Hathaway Property (bate stamp 5870-5882)
-) Woodcliff Lake Meeting Minutes Related To 10-02 Parking Ordinance (bate stamp 5883-5964)
-) Meeting Minutes Related To Zoning Changes (bate stamp 5965-5983)
-) Zoning Board of Adjustment Resolution For Valley Chabad Application (bate stamp 5984-6004)

The Defendants have also produced the video recordings for the Valley Chabad application before the Woodcliff Lake Zoning Board of Adjustment.

The Defendants have provided an ESI production that consists of approximately 55,000 documents. The Defendants identified approximately 7,000 privileged documents and this office is in the process of creating a privilege log.

There were a few document requests that the Defendants are in possession responsive materials for, but for various reasons the Defendants are making available for inspection and copying at Borough Hall.

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-) All documents related to Plaintiffs' Application, including but not limited to applications, submission, transcripts, recordings, communications, analyses, reports, charts, maps, graphs, exhibits, minutes, testimony, letters, photographs, videos, slides, permits and decisions.
 - o Plaintiffs' are in possession of all of these materials, notwithstanding the Defendants have provided many of these items. However, because of the replication costs associated with all of the application/hearing materials and reports, the defendants are making the entirety of the file available for inspection and copying.
-) The complete file of the Borough Zoning Code Officials office related to the Subject property.
-) The complete file of the Borough Zoning Code Official's office relating to the property located at 51 Mill Extension Road.

There are still a few outstanding items that the Defendant's must gather and produce. I would estimate that it will take the Defendants an additional fourteen days to produce same.

-) Mayor Rendo's response to Valley Chabad's supplemental discovery requests.
-) Insurance policies
-) Tax assessor file for subject property.
-) Current Zoning Map for the Borough of Woodcliff Lake.

With respect to the Defendants' responses to Plaintiffs' initial requests for answers to interrogatories, the Defendants proffer that the responses are appropriately responsive.

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As of the submission of this correspondence the Defendants have provided the following materials.

Respectfully submitted,

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